

United States District Court
District of Massachusetts

Civil Action No 05-40146-RWZ

Robert M Mc Gaffery

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David L Winn

Rysz W. Zobel
United States District Judge
District of Massachusetts
Civil Action No 05-40146

Fri Dec 16, 2005

Your Honor,

I received your order dated Nov 8 or Nov 12. In your order you generously allow for me to pursue the administrative remedies available, etc and to report back to you by the end of the year. You also suggested that the parties cooperate to conclude administrative resolution. Thank you.

Alas, on Nov 18, I was hospitalized with MSRA or MRSA, a contagious, infectious disease. I was kept in an outside hospital of whom I have no idea as to their name or location. I was

Kept in isolation from my family or any others by any form of communication including telephone or letter. I was kept in this hospital for 18 days. Upon my leaving this hospital, I was returned to the hospital and placed in the "hole" or isolation. I was told I was being placed there because there was no room for me. However, upon my release, I was returned to my old room which was lock and waiting for me. While in the hole I was treated as a prisoner rather than as inmate who was sick. I was allowed one phone call. No one seemed to care that I had just returned from the hospital. Two days into my confinement in the hole all my pain medicine was discontinued

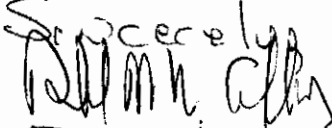
My whole reason for contacting you, the courts in the first case, were realized. A new doctor, who had never seen me, never met nor interviewed me, had taken over my case. Upon little or no reflection, he decided I did not need any pain medication and therefore cancelled them. Now, being in isolation, I had little choice. I could not call the doctor, go to another doctor, etc. I was forced to live with his decision which put me in extreme, daily pain. My worst fear has been made true. Thankfully, in a few days, a P-A saw me in pain so went to another MD who had my medications restored. I was soon released to general population and my old RM / cell, which had been

Again, upon release from the hospital my orders for medications was re-written. This time the doctor's orders were interpreted to read that I was to receive two percocet for pain in the AM and rather than continue the two in the Afternoon as before, the staff now placed them with the morphine I received in the PM. Allowing me to go from 6:00 AM to 7:00 PM without any PM. When I questioned the staff's logic I was told, "well, it's not like you were cut off from your pain meds, you just now get them all together". (we are forced to swallow narcotics before the staff so they know they are being used). When I tried to explain that it made no sense, that the pain happened all day, I was told, "well you just have to take them but if you continue to bitch you're going to the hole", I left.

Again, I apologize for the lateness in beginning the remedies you suggested.

My crime, your honor, was Bankruptcy fraud, one of deceit and dishonesty. One of disrespect of the law and what it truly means. I now know and understand (somewhat) the law. I love the honor and justness it represents. I ask the law to please allow me to serve the remainder of my sentence under house arrest where I can be seen and cared for by my own doctors. I'm not asking for a reduction of sentence. The law has decreed that I be sentenced a year, and a year I shall. I'm afraid that I won't see that year. In the last month I have spent 23 days in an un-named hospital, 5 days in the hole, 3 days without any pain medication and another 3 day of confused medication.

Please help me. I can't and
won't believe the law would
ask me of this for the
crime of being born. I'm
truly sorry. Please help me as
I really believe I won't see
June if I continue down this
path.

Sincerely

Robert M. Caffery

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